

veyed unto the said Celia A. Toms by Albert F. Wolfe and Alice E. Wolf, his wife, by deed dated March 11, 1892, and recorded in Liber J. L. J. No. 1, Folio 291, one of the Land Records of Frederick County, Maryland, a certified copy of which said deed is filed herewith as a part hereof, marked Exhibit "No. 2".

A certified copy of the exception, containing 2 3/4 acres, mentioned in the aforesaid deed from Elizabeth Wolfe, et al, to John Hamilton Toms, dated March 4, 1886, and recorded in Liber W. I. P. No. 1, Folio 561, one of the Land Records of the County aforesaid, is filed herewith as a part hereof, marked Exhibit "No. 3".

3. That the said Celia A. Toms died intestate as aforesaid and was survived by the following persons, to-wit: a granddaughter, Margaret T. Moser, whose husband's name is Keller H. Moser; a granddaughter, Olive R. Hoffman, whose husband's name is Charles H. Hoffman; a grandson, Harry C. Toms, whose wife's name is Ruth Toms, all adults, children of Charles A. Toms, the only child of the said Celia A. Toms, who predeceased the said Celia A. Toms on March 15, 1942.

4. That letters of administration were granted by the Orphans Court for Frederick County to Margaret T. Moser, Defendant herein, as will more fully appear by reference to a duly authenticated copy of said letters of administration filed herewith as a part hereof as Exhibit "No. 4".

5. That the said Margaret T. Moser has entered upon the performance of the duties reposed in her as said Administratrix and has filed inventories in the Orphans Court for Frederick County, to date, showing a total personal estate of Five Hundred Sixty-nine Dollars and One Cent (\$569.01), and that total claims against said estate have been proven on the Claim Docket of said Court in the amount of One Thousand, Two Hundred Thirty Dollars (\$1,230.00) as will more fully appear by reference thereto.

6. That your Orators are informed, believe and so aver that the said Celia A. Toms did not leave a personal estate sufficient in amount to pay her debts and the cost of administration, and are further advised that the same now in the hands of